

REMARKS

The Notice of Non-Compliant Amendment indicated that a Preliminary Amendment filed on August 27, 2003, canceled claims 17-40, while the amendment filed on August 23, 2004, canceled claims 17-35. The Applicant submits that the Preliminary Amendment filed August 27, 2004, inadvertently indicated that claims 36-40 were being canceled, but the application, as filed, only included claims 1-35, and claims 36-40 did not exist.

Since the claim numbering of the originally filed application ended at claim 35, the claim numbering of the Amendment filed on August 23, 2004, was corrected to begin with claim 36 and included new claims 36-46. During a telephone conference with the Legal Instruments Examiner Supervisor on November 8, 2004, the Applicant's representative was informed that claims 36-46 would be entered as submitted in the Amendment.

For the USPTO convenience, the Applicant attaches, herewith, a copy of the Amendment filed on August 23, 2004, and a copy of the Notice of Non-Compliant Amendment.

Since the application was previously filed on August 23, 2004, no fees should be due at this time. However, in the event that any fees are due with respect to this paper, please charge Counsel's Deposit Account No. 01-2300, **referencing Attorney Docket No. 026049-00005.**

Respectfully submitted,



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Enclosures: Copy of Amendment filed August 23, 2004
Notice of Non-Compliant Amendment